

DETAILED ACTION

Response to Amendment

1. The Examiner acknowledges Applicant's amendment and remarks filed 4/21/2010.
2. Claims 14-26 are pending.

Allowable Subject Matter

3. Claims 14-26 are allowed.

Examiner's Amendment

An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it **MUST** be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Attorney Anthony Hartmann on May 03, 2010.

In claim 14, sub-clause a), insert --around said at least one transmissive element-- after "composition". Line 7 should thereafter read: "a) extruding said composition around said at least one transmissive element via an extruder;"

Reasons for Allowance

The following is an examiner's statement of reasons for allowance: Examiner has found Applicant's arguments filed 4/21/2010 convincing. Examiner considers

Moriuchi et al WO 99/63004, previously used in the Final Rejection filed 1/21/2010, and Belli et al WO 99/33070, previously used in the Non-Final Rejection filed 4/27/2009, to be the closest relevant art. Moriuchi and Belli both teach forming a cable with a coating layer extruded around it. Moriuchi does not teach expanding the coating layer and Belli does not teach operating the extrusion in a manner to avoid expansion and cross-linking.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to NATHAN T. LEONG whose telephone number is (571)270-5352. The examiner can normally be reached on Monday to Friday, 9:00am to 6:30pm EST.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Timothy Meeks can be reached on (571)272-1423. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/NATHAN T LEONG/
Examiner, Art Unit 1715

/Timothy H Meeks/
Supervisory Patent Examiner, Art Unit 1715